GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Public Servants - Establishment – Agriculture & Cooperation Department – Disciplinary proceedings under rule 9 of Andhra Pradesh Revised Pension Rules 1980 against Sri A.Guravaiah, Assistant Registrar / Sub-Divisional Cooperative Officer, Vinukonda (Retired) – Failure to object for payment of car hire charges without log book and tour diary of the president, Prakasam District Cooperative Marketing Society, Ongole – Change Memo. issued – Written Statement of Defence received - Inquiry Officer appointed – Inquiry Report submitted – Show-cause notice issued- Punishment imposed – Orders – Issued.

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AGRICULTURE & COOPERATION (VIG.II) DEPARTMENT

G.O.RT.No. 509 Dated: 13-08-2019

Read the following:-

1. Report Rc.No.498/2007/D, dt:09.06.2017 of the District Cooperative Officer.
2. Progs. Rc.No.5071/2017-MK1, dt:12.06.2017 of the Spl. CC&RCS, A.P., Guntur (Sec. 51 Inquiry orders)
3. Progs. Rc.No.4605/2017/NG-III, dt:22.11.2017 of the Spl. CC&RCS, A.P., Guntur (Charge Memo.)
4. Explanation of the Charged Officer, dt:30.11.2017.
5. Progs. Rc.No.4605/2017/NG-III, dt:02.01.2018 of the Spl. CC&RCS, A.P., Guntur (Appointment of IO and PO).
6. Inquiry Report of Inquiry Officer Sri K.Ramakrishna, SCDR/HO, dt:12.03.2018.
7. Explanation of the Charged Officer, dt:29.03.2018.
8. From the Spl.CC&RCS, A.P. Guntur, File.No.AGC06-29035/78/2018-SEVCES-CCRCS, Dt:23.07.2018.
9. Govt.Memo.No.AGC01-34021/34/2018-SO(VIG.II), dt:2.2.2019.
10. Explanation of the Charged Officer, dt:16.03.2019.
11. From the Spl.CC&RCS, A.P. Guntur, File.No.AGC06-29035/78/2018-SEVCES-CCRCS, Dt:03.05.2019.
12. From the Secretary, APPSC, Lr.No.345/DC&C/2019, dt:29.05.2019.

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ORDER:-

It has been brought to the notice of the Special Commissioner for Cooperation & Registrar of Cooperative Societies, Andhra Pradesh, Guntur/ Disciplinary authority in the reference 8th read above, basing on the report submitted by the District Cooperative Officer, Ongole in the reference 1st read above, the Special Commissioner for Cooperation & Registrar of Cooperative Societies has ordered Section 51 Inquiry under Andhra Pradesh Civil Services Act, 1964 in the reference 2nd read above and the Section 51 Inquiry Officer in his Inquiry report at Page No.75 proposed disciplinary action against Sri A.Guravaiah, Assistant Registrar who conducted audit of the accounts of the society and passed vouchers for payment of car hire charges for Rs.1,69,000/- and Rs.2,38,000/- for the year 2007-08 and 2009-10 respectively to the President of the society without logbook and tour diary. Accordingly, a Charge Memo was served onto the Charged Officer Sri A.Guravaiah, Assistant Registrar for the above lapses in the reference 3rd read above, later on 30.11.2017, the Charged Officer had retired from Government service on attaining the age of superannuation.

2. Sri A.Guravaiah, Assistant Registrar / Sub-Divisional Cooperative Officer, Vinukonda (Retired) submitted his written statement of defence vide reference 4th read above and as the same was not convincing, Sri K. Ramakrishna, Special Category Deputy Registrar / Head Office was appointed as Inquiry Officer under rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 to inquire into the charges framed against the Charged Officer Sri A. Guravaiah, Assistant Registrar (Retired) in the reference 5th read above.

3. In the reference 6th read above, the Inquiry Officer Sri K. Ramakrishna, Special Category Deputy Registrar / Head Office submitted Inquiry report, wherein the Inquiry officer concluded that, the charge is held proved against the charged officer. A copy of the Inquiry Report was communicated to the Charged Officer. The Charged Officer Sri A. Guravaiah, Asst., Registrar submitted his further explanation on the Inquiry report submitted by the Inquiry Officer in the reference 7th read above.

4. In the reference 8th read above, the Special Commissioner for Cooperation & Registrar of Cooperative Societies has reported that, the two charges were proved, for not objecting the payment of car hire charges to the President of Prakasam District Cooperative Marketing Society, Ongole against the procedure and inspite of non-availability of log-book, for not classifying under Due-to Head in the year 2007-08 and 2009-10. As per Rule 9 (i) of Andhra Pradesh Revised pension Rules, 1980, the Government is competent to impose punishment i.e., withhold of pension of retired employees who found guilty. Hence the case is submitted for finalization of the disciplinary proceedings by issuing necessary orders.

5. Before disposal of case, Sri A.Guravaiah, Assistant Registrar / Sub-Divisional Cooperative Officer, Vinukonda (Retired) retired from service on 30.11.2017 after attaining the age of superannuation. Therefore, Government have decided to take further action under the statutory provisions of Andhra Pradesh Revised Pension Rules, 1980.

6. Government, after careful examination of the matter, have provisionally decided to impose the penalty of 5% (five percent) cut in pension for a period of (3) years against Sri A.Guravaiah, Assistant Registrar / Sub-Divisional Cooperative Officer, Vinukonda (Retired) under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980, for the charges held proved in the Inquiry.

7. In the reference 9th read above, a Show Cause Notice has been issued to Sri A.Guravaiah, Assistant Registrar / Sub-Divisional Cooperative Officer, Vinukonda (Retired) directing him to show cause as to why punishment of withholding of 5% cut in pension for a period of (3) years should not be imposed against him. Accordingly, Sri A.Guravaiah, Assistant Registrar / Sub-Divisional Cooperative Officer, Vinukonda (Retired) has submitted his representation to the Show Cause Notice requesting to drop further action against him vide reference 10th read above.

8. Government have examined the matter carefully with reference to the record of inquiry and the representation submitted by the Charged Officer to the Show Cause Notice and decided to impose a penalty of withholding of 5% pension in pension for a period of (3) years against Sri A.Guravaiah, Assistant Registrar / Sub-Divisional Cooperative Officer, Vinukonda (Retired) under Rule 9 of the A.P. Revised Pension Rules, 1980, in the above disciplinary case. Accordingly, in the reference 12th read above, the Andhra Pradesh Public Service Commission, Hyderabad have agreed with the proposal of the Government.

10. Government, after careful examination of the entire matter, hereby order to impose a penalty of withholding of 5% pension in pension for a period of (3) years against Sri A.Guravaiah, Assistant Registrar / Sub-Divisional Cooperative Officer, Vinukonda (Retired) under Rule 9 of the Andhra Pradesh Revised Pension Rules, 1980, in the above disciplinary case.

11. The Commissioner for Cooperation and Registrar of Cooperative Societies, Andhra Pradesh, Guntur shall take necessary action in the matter, accordingly.

(BY THE ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y MADHUSUDHANA REDDY
SPECIAL SECRETARY TO GOVERNMENT

To
Sri A.Guravaiah, Assistant Registrar / Sub-Divisional Cooperative Officer, Vinukonda (Retired) ( through the
CC&RCS, A.P., Guntur).
The Commissioner for Cooperation and Registrar of Cooperative Societies, A.P., Guntur.
The Secretary, A.P.Vigilance Commission,
The Secretary, A.P.Public Service Commission, Vijayawada.
Sc/Sf.

//FORWARDED BY ORDER//

SECTION OFFICER